IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO.45/2007

Shri Unni Krishnan Menon alias
Unni Krishnan Nair,
aged 47 years, business,
resident of Satchi waddo, Assonora,
Goa , the proprietor of
M/s. Usha Tyres Factory. ..... Appellant.

V/s.

Smt. Rubertina Vaz,
wife of late Sanches Borges Vaz,
of major age, resident of Satchi Wado,
Assonora, Goa. ..... Respondent.

Mr. M. S. Joshi, Advocate for the appellant.

Mr. J. P. Mulgaonkar, Advocate for the respondent.

CORAM : S.A. BOBDE, J.

DATE : JUNE 28, 2007.

ORAL JUDGMENT :

Admit. Taken up for final hearing by consent. The following order is passed by consent.

2. The Judgments of the Courts below are, hereby, set aside. The matter is remanded to the trial Court for fresh trial. The trial Court shall

frame the following issue for decision :

Whether the suit property is situated in Survey No. 103/1 or Survey No.113/2 of Village Assonora ?

Appeal disposed of.

S.A. BOBDE, J.

ssm.